

STATE OF INDIANA  
IN THE DELAWARE COUNTY CIRCUIT COURT

CAUSE NO. 18C01-1712-PL-000124

STATE OF INDIANA,  
Plaintiff,

v.

CAPITOL MOTORS LLC,

and

NAIM MAHMOUD, individually  
and doing business as CAPITOL  
MOTORS LLC,

Defendants.

**DEFAULT JUDGMENT**

The Plaintiff, State of Indiana, having filed its Motion for Default Judgment and the Court having read the same and being duly advised in the premises, now finds:

1. The Court has subject matter jurisdiction and personal jurisdiction over the Defendants.
2. The Plaintiff provided the Defendants with proper notice of these proceedings through service by certified mail at 2015 E Broad Ripple Ave, Indianapolis, IN 46220.
3. The Defendants failed to plead or otherwise respond in this action.
4. Defendant Naim Mahmoud is not an infant, incompetent, or in the military service.

**RELIEF**

5. IT IS ORDERED, ADJUDGED, AND DECREED the Motion for Default Judgment is GRANTED in favor of the Plaintiff, State of Indiana, and against the Defendants. Judgment is entered for the Plaintiff, State of Indiana, and against the Defendants Capitol Motors LLC and Naim Mahmoud, for the relief described in Paragraphs 6 through 12 of this Order.
6. Judgment is entered in favor of the Plaintiff and against Naim Mahmoud for a permanent injunction under Ind. Code § 24-5-0.5-4(c)(1), enjoining Naim Mahmoud from owning, operating or managing any aspect of motor vehicle dealership located in Indiana.
7. Judgment is entered in favor of the Plaintiff in the form of an Order directing the Indiana Bureau of Motor Vehicles to issue titles to the following consumers and their respective vehicles:

<u>Consumer</u>	<u>Vehicle</u>
Aquilla Green	2005 Nissan Altima VIN 1N4AL11D75N910425
Larry Anderson	2003 Mercedes-Benz E500; VIN WDBUF70J23A140713

8. Judgment is entered in favor of the Plaintiff and against the Defendants for consumer restitution under Ind. Code § 24-5-0.5-4(d) and Ind. Code § 9-32-16-2(e), in the amount of sixty-two thousand, four hundred eighty dollars (\$62,480.00), payable to the Office of the Attorney General, for the benefit of

consumers in the specific amounts referenced in Exhibit 1, which is attached to this Judgment.

9. Judgment is entered in favor of the Plaintiff and against the Defendants for costs under Ind. Code § 24-5-0.5-4(d)(3), awarding the Office of the Attorney General its reasonable expenses incurred in the investigation and prosecution of this action in the amount of four hundred fifty dollars (\$450.00).
10. Judgment is entered in favor of the Plaintiff and against the Defendants for civil penalties under Ind. Code § 24-5-0.5-4(g), for the Defendants' knowing violations of Ind. Code § 24-5-0.5-3(a), Ind. Code § 24-5-0.5-3(b)(1), and Ind. Code § 24-5-0.5-3(b)(8), in the amount of five thousand dollars (\$5,000.00) per violation, with 31 violations, for a total penalty amount of one hundred fifty-five thousand dollars (\$155,000.00), payable to the State of Indiana.
11. Judgment is entered in favor of the Plaintiff and against the Defendants for civil penalties under Ind. Code § 24-5-0.5-8, for the Defendants' incurable deceptive acts, in the amount of five thousand dollars (\$5,000.00) per violation, with 31 violations, for a total penalty amount of fifteen thousand, five hundred dollars (\$15,500.00), payable to the State of Indiana.
12. Judgment is entered in favor of the Plaintiff and against the Defendants for civil penalties under Ind. Code § 9-32-17-1 for the Defendants' false, deceptive and misleading advertising and deceptive acts and practices, in the amount of ten thousand dollars (\$10,000.00), payable to the State of Indiana.

A total monetary judgment in the amount of two hundred forty-three thousand, four hundred thirty dollars (\$243,430.00), plus court-ordered titles shall be entered in favor of the Plaintiff, State of Indiana, and against the Defendants, Capitol Motors LLC and Naim Mahmoud. Additionally, Defendant Naim Mahmoud is enjoined from engaging in the conduct referenced in Paragraph 6, above.

All of which is ORDERED this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

March 27, 2018



\_\_\_\_\_  
Judge, Delaware County Circuit Court

**Distribution:**

Mark M. Snodgrass  
Deputy Attorney General  
Office of the Attorney General  
302 W. Washington Street, 5<sup>th</sup> floor  
Indianapolis, IN 46204

Patrick Baker  
Baker Law Team  
*Counsel for Defendants*  
2015 E Broad Ripple Ave  
Indianapolis, IN 46220

EXHIBIT 1

KEITH STILLER	\$7,066.00
STEPHEN CORYA	\$595.00
JOSE DIAZ	\$326.00
CUBITH NEELY	\$326.00
SHELNETTE BALFOUR	\$326.00
CHRISTOPHER MOORE	\$326.00
CHRISTOPHER JACKSON	\$295.00
ELISE TRONOU	\$120.00
VEDA ABEL	\$300.00
KWAME AKOWUAH	\$300.00
AYA ALBABLI	\$300.00
JOHN NELSON	\$300.00
TIFFANY ANDERSON	\$300.00
CURTIS ANDREWS	\$300.00
ASHLEY ASHBY	\$300.00
TIFFANY AUKER	\$300.00
WILSON AVERYANNA	\$300.00
CANALES AYALA	\$300.00
SHELNETTE BALFOUR	\$300.00
CHRISTOPHER BALL	\$300.00
BRITTANI TIMOTHY	\$300.00
AHMET BASGELEN	\$300.00
GAO BINGZHONG	\$300.00
GHASSEN BOUTABA	\$300.00
CLIFTON BOWMAN	\$300.00
JESUS BRIONES-RAMIREZ	\$300.00
NYKOL BROWN	\$300.00
APRIL BUCKLEY	\$300.00
WESLEY BUCKNER	\$300.00
DAVID BURNETT	\$300.00
LANA CAMPBELL-MOORE	\$300.00
GHASSEN CHAKROUN	\$300.00
CHARLES WASHINGTON	\$300.00
ANTONIO CHEATEM	\$300.00
HAMZA CHETOU	\$300.00
MICHELLE CLARK	\$300.00
RUTHY CLEMENT	\$300.00
OUMAR CONDE	\$300.00
ELISHA COOPER	\$300.00

QUINTIN COOPER	\$300.00
STEPHEN CORYA	\$300.00
EDMOND DAVIS	\$300.00
DAVID DAVIS	\$300.00
KAREN DEMPSEY	\$300.00
JOSE DIAZ	\$300.00
JAMES DIX	\$300.00
MOLLY DOUGAN	\$300.00
KENTON DOWD	\$300.00
BRYANT DUNIGAN JR.	\$300.00
ANGELA EASTER	\$300.00
DUANE EDMONDS	\$300.00
MICHAEL EDWARDS	\$300.00
JOSE ELIAS	\$300.00
JONES ELIZABETH	\$300.00
ROBERT ELLIOT	\$300.00
ASHLEY ELLIOTT	\$300.00
LAVERA EVANS	\$300.00
CEAIRAH EWING	\$300.00
OLAJIDE & TOYOSI FAYEMI	\$300.00
CHRISTINA FELSLER	\$300.00
LAKIESHA FENTRESS	\$300.00
LEROY FISHER	\$300.00
EVAN FRANTZ	\$300.00
RICK FRASEUR	\$300.00
GARY GARDNER	\$300.00
SHAWANA GILLARD	\$300.00
JOSE GONZALEZ	\$300.00
TINA GOODVINE	\$300.00
AMANDA GREEN	\$300.00
AQUILLA GREEN	\$300.00
JAMES GRIMES	\$300.00
MICKI GUINN	\$300.00
DONOVAN HANKINS	\$300.00
GREGORY HANNAH	\$300.00
MARCUS HANYARD	\$300.00
JUSTIN HARDIN	\$300.00
BRANDON HELM	\$300.00
MULDER HENDRICK	\$300.00
APRIL HODSON	\$300.00
JERRY HOLLAND	\$300.00

THOMAS HUBBARD	\$300.00
LEIGHTON HUBBARD	\$300.00
LAFE HUNTSMAN	\$300.00
PATRICIA HUTTER	\$300.00
LORI AND TROY INGRAM	\$300.00
LEE AND JUDY JACKSON	\$300.00
IASHIAH JACKSON	\$300.00
CHRISTOPHER JACKSON	\$300.00
CHAD JASON	\$300.00
GREEN JASON	\$300.00
DAVID JEFFERIES	\$300.00
MEGAN JEWEL	\$300.00
JONATHON JONES	\$300.00
KATE JUSTICE	\$300.00
PHILLIP KELLER	\$300.00
JONATHON KERN	\$300.00
JERRY KIRTZ	\$300.00
ANDREW KOONS	\$300.00
CHRISTER LAGERKVIST	\$300.00
DONTE LATIMORE	\$300.00
PATRICIO LEON	\$300.00
MAJID LODHI	\$300.00
ASREEIN LOMAX	\$300.00
MELISSA MALONE	\$300.00
MEKELLMALONE	\$300.00
EUNIECE MARSHALL	\$300.00
MARIO MAYSE	\$300.00
KAYLYNN MAYSE	\$300.00
WILLIAM MCCOY	\$300.00
BRITNEY MCGREGOR	\$300.00
KAYLA MCLAUGHTLIN	\$300.00
MARY MCNARY	\$300.00
TODD MEIRING	\$300.00
HOFFMAN MICHAEL	\$300.00
DENISE MILE	\$300.00
LORA & FRANK MILLER	\$300.00
JEFFERY MILLS	\$300.00
CHRISTOPHER MOORE	\$300.00
MARSHA MORRICAL	\$300.00
EMILY MORRIS	\$300.00
ALYSIA MUIR	\$300.00

CHRISTIAN MURILLO	\$300.00
ROBERT NATHAN	\$300.00
GWEN NEELY	\$300.00
COURTNEY NICHOLS	\$300.00
DEAN NORTHCUTT	\$300.00
WILSON ODESSA	\$300.00
SHONDA OSBORN	\$300.00
MARSHELIA PEELE	\$300.00
SHATARA PETTIGREW	\$300.00
HANNAH PRICE	\$300.00
JAIME PRINCE UPCHURCH	\$300.00
KELSEY RANCK	\$300.00
ORA REEDER	\$300.00
LATRECE RENNE	\$300.00
JULIO REYNA	\$300.00
CLIFFORD & WENDY REYNOLDS	\$300.00
GALEN RICHARDSON	\$300.00
ROBERT BROWN	\$300.00
RAYMOND ROBINSON	\$300.00
SHALEE ROBINSON	\$300.00
HINES RONALD	\$300.00
GLARKE RONALD	\$300.00
HUSAMALDEEN SALEM AOUDAT	\$300.00
AMY SANDERS	\$300.00
LATRECE SHEPPARD	\$300.00
DAVID SIMPSON	\$300.00
PALMER SMALLEY	\$300.00
APRIL SMITH	\$300.00
ALISE SMITH	\$300.00
VICTOR SMITH	\$300.00
CHALA SMITH	\$300.00
MARIA SOSTRE	\$300.00
TROY SPATH	\$300.00
SHAY STACY	\$300.00
DOUGLAS STAHL	\$300.00
TAKIEYA STANLEY	\$300.00
JEFF STEERING	\$300.00
CORY THOMPSON	\$300.00
CRAIG THORNTON	\$300.00
BEAONNCA TIERRA	\$300.00
EMILY TILLEY	\$300.00



MITCHELL TOMMY	\$300.00
BRENDON TONNER	\$300.00
STACIA TRACY	\$300.00
JACK TRENT	\$300.00
ELISE TRONOU	\$300.00
KAYLA UPSON	\$300.00
SHARAY VANCE	\$300.00
JOHNTRELLVANCE	\$300.00
FELICIA VANCE	\$300.00
AMANDA VAUGHN	\$300.00
KEVIN WALKER	\$300.00
MADISON WALKER	\$300.00
RANDI WALLACE	\$300.00
CHEO WALTERS	\$300.00
SHYRITTA WELLS	\$300.00
GAVIN WHEALY	\$300.00
TIMOTHY WILLIAMS	\$300.00
CALEB WILLIS	\$300.00
CLARE WILSON	\$300.00
JACK WINTERS	\$300.00
REBECCA ANN WOLFE	\$300.00
KEVIN WRIGHT	\$300.00
MONTEZEN YOUNG	\$300.00
<b>TOTAL</b>	<b>\$62,480.00</b>